

REMARKSSTATUS OF THE CLAIMS

Claims 1, 2, 6, 7, 8, 12, 13, 14, 16, 18-22, 25, 26-37, 39-53 are currently pending in the application. Of these, claims 1, 7, 13, 14, 22, 36 and 49-52 are independent. Claim 54 is canceled, without prejudice. No new matter is introduced by this amendment. Accordingly, entry of this Amendment is respectfully requested.

ELECTION OF CLAIMS TO PROSECUTE

In response to the Restriction Requirement dated March 21, 2007, the Applicant hereby respectfully elects Species A: Represented by Fig. 2 and further requests reconsideration of the requirement in view of the amendment to the claims herewith. Based on the amended claims, all of the claims now in the case are generic claims to the three disclosed species A, B, and D representing Figures 2, 5, and 11, respectively, i.e. Claims 1, 2, 6, 7, 8, 12, 13, 14, 16, 18-22, 25, 26-37, 39-53.

REMARKS IN SUPPORT OF APPLICANT'S ELECTION OF CLAIMS

The second Restriction Requirement dated March 21, 2007 withdrew the first Restriction Requirement dated on December 14, 2006 and substituted a second Restriction Requirement, asserting that the application contains claims directed to the following species of the claimed invention:

Species A: Represented by Fig. 2;

Species B: Represented by Fig. 5;

Species C: Represented by Fig. 8; and

Species D: Represented by Fig. 11.

Applicant responds that the MPEP 806 (D) states that a reasonable number of species may be claimed when there is an allowable claim generic thereto. 37 CFR 1.141 provides that an allowable generic claim may link a reasonable number of species embraced thereby.

The Applicant's amended claim 1 can be read on the three disclosed species A, B, and D representing the embodiments shown in Figures 2, 5, and 11, respectively.

Reading the amended claim 1 on Figure 2

Reading the amended claim 1 on Figure 2, the claimed communications device is shown as "Device 2" referenced as 110. The claimed first remote device is shown as "Device 1" referenced as 108. The claimed second remote device is shown as "Authorized Agent" referenced as 106. The claimed content provider is "Content Distributor" referenced as 104.

Step (a) in claim 1 has "Device 2" of Figure 2 referenced as 110 receive from "Device 1" referenced as 108, the content encrypted with a content key.

Step (b) in claim 1 has "Device 2" of Figure 2 referenced as 110 transmitting a request for the content key to the second remote device shown as "Authorized Agent" referenced as 106. Claim 1 then recites the second remote device ("Authorized Agent") receiving the content key encrypted with a public key of the second remote device.

Step (c) in claim 1 has "Device 2" of Figure 2 receiving from the second remote device ("Authorized Agent") an encrypted version of the content key, wherein the encrypted version of the content key is encrypted with a public key of the communications device ("Device 2").

Step (d) in claim 1 has "Device 2" of Figure 2 decrypting the encrypted version of the content key with a private key of the communications device ("Device 2"), the private key of the communications device corresponding to the public key of the communications device.

Reading the amended claim 1 on Figure 5

Reading the amended claim 1 on Figure 5, the claimed communications device is shown as "Device 2" referenced as 110. The claimed first remote device is shown as "Device 1"

referenced as 108. The claimed second remote device is shown as "Authorized Agent" referenced as 106. The claimed content provider is "Content Distributor" referenced as 104.

Step (a) in claim 1 has "Device 2" of Figure 5 referenced as 110 receive from "Device 1" referenced as 108, the content encrypted with a content key.

Step (b) in claim 1 has "Device 2" of Figure 5 referenced as 110 transmitting a request for the content key to the second remote device shown as "Authorized Agent" referenced as 106.

Claim 1 then recites the second remote device ("Authorized Agent") receiving the content key encrypted with a public key of the second remote device.

Step (c) in claim 1 has "Device 2" of Figure 5 receiving from the second remote device ("Authorized Agent") an encrypted version of the content key, wherein the encrypted version of the content key is encrypted with a public key of the communications device ("Device 2").

Step (d) in claim 1 has "Device 2" of Figure 5 decrypting the encrypted version of the content key with a private key of the communications device ("Device 2"), the private key of the communications device corresponding to the public key of the communications device.

Reading the amended claim 1 on Figure 11

Reading the amended claim 1 on Figure 11, the claimed communications device is shown as "Device 2" referenced as 110. The claimed first remote device is shown as "Device 1" referenced as 108. The claimed second remote device is shown as "Authorized Agent" referenced as 106. The claimed content provider is "Content Distributor" referenced as 104.

Step (a) in claim 1 has "Device 2" of Figure 11 referenced as 110 receive from "Device 1" referenced as 108, the content encrypted with a content key.

Step (b) in claim 1 has "Device 2" of Figure 11 referenced as 110 transmitting a request for the content key to the second remote device shown as "Authorized Agent" referenced as 106. Claim 1 then recites the second remote device ("Authorized Agent") receiving the content key encrypted with a public key of the second remote device.

Step (c) in claim 1 has "Device 2" of Figure 11 receiving from the second remote device ("Authorized Agent") an encrypted version of the content key, wherein the encrypted version of the content key is encrypted with a public key of the communications device ("Device 2").

Step (d) in claim 1 has "Device 2" of Figure 11 decrypting the encrypted version of the content key with a private key of the communications device ("Device 2"), the private key of the communications device corresponding to the public key of the communications device.

Thus, it is seen that the Applicant's amended claim 1 can be read on the three disclosed species A, B, and D representing the embodiments shown in Figures 2, 5, and 11, respectively. The Applicant submits that these three species constitute a reasonable number of species that are claimed by the applicant's amended, generic claim 1, as provided in MPEP 806 (D) and 37 CFR 1.141.

The Applicant hereby respectfully requests reconsideration of the requirement in view of the amendment to the claims herewith. Based on the amended claims, all of the claims now in the case are generic claims to the three disclosed species A, B, and D representing Figures 2, 5, and 11, respectively, i.e. Claims 1, 2, 6, 7, 8, 12, 13, 14, 16, 18-22, 25, 26-37, 39-53.

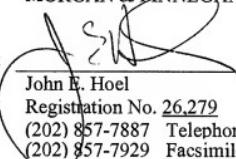
AUTHORIZATION

The Response is timely filed. Thus, no fee is due by filing of this paper. However, the Commissioner is authorized to charge any additional fees which may be required for timely consideration of this response, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4208-4143.

Dated: April 13, 2007

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

By:


John E. Hoel
Registration No. 26,279
(202) 857-7887 Telephone
(202) 857-7929 Facsimile

Correspondence Address:

Morgan & Finnegan, L.L.P.
3 World Financial Center
New York, NY 10281-2101